

## MINUTES

### MONTANA HOUSE OF REPRESENTATIVES 65th LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON BUSINESS AND LABOR

**Call to Order:** Vice Chair Vince Ricci, on February 15, 2017 at 8:30 A.M., in Room 172 Capitol

#### ROLL CALL

**Members Present:**

Rep. Mark Noland, Chair (R)  
Rep. Amanda Curtis, Vice Chair (D)  
Rep. Vince Ricci, Vice Chair (R)  
Rep. Fred Anderson (R)  
Rep. Willis Curdy (D)  
Rep. Ross H. Fitzgerald (R)  
Rep. Moffie Funk (D)  
Rep. Bruce Grubbs (R)  
Rep. Steve Gunderson (R)  
Rep. Denley M. Loge (R)  
Rep. Andrea Olsen (D)  
Rep. Gordon Pierson Jr (D)  
Rep. Adam Rosendale (R)  
Rep. Sharon Stewart-Peregoy (D)  
Rep. Jeremy Trebas (R)  
Rep. Sue Vinton (R)  
Rep. Daniel Zolnikov (R)

**Members Excused:** Rep. Casey Schreiner (D)  
Rep. Jonathan Windy Boy (D)

**Members Absent:** None

**Staff Present:** Karen Armstrong, Committee Secretary  
Pat Murdo, Legislative Branch

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

**Committee Business Summary:**

Hearing & Date Posted: HB 358, 2/8/2017; HB 412, 2/8/2017  
Executive Action: HB 329, SB 25

**HEARING ON HB 358**

**Opening Statement by Sponsor:**

00:01:55 Rep. Mark Noland (R), HD 10, opened the hearing on HB 358, Revise workers' compensation laws pertaining to release of information.

**Proponents' Testimony:**

00:07:47 Larry Jones, Self Insurers Association  
00:09:25 Rep. Schreiner joined the meeting.  
00:14:53 Kevin Braun, Montana State Fund (MSF)  
00:16:55 Mark Baker, Kalispell Regional Health Care  
00:18:15 Bridger Mahlum, Montana Chamber of Commerce (MCC)  
00:19:37 Allen Hulse, Montana Municipal Interlocal Authority  
00:20:20 Riley Johnson, National Federation of Independent Business (NFIB)  
00:21:06 Aidan Myhre, Kalispell Chamber of Commerce

**Opponents' Testimony:**

00:22:26 Al Smith, Montana Trial Lawyers Association (MTLA)

[EXHIBIT\(buh33a01\)](#)

[EXHIBIT\(buh33a02\)](#)

[EXHIBIT\(buh33a03\)](#)

[EXHIBIT\(buh33a04\)](#)

00:35:25 Patrick Fox, Doubek, Pyfer and Fox, LLP

00:40:24 Chris Cavazos, AFL-CIO

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:41:01 Rep. Gunderson  
00:41:46 Larry Jones, Montana Self Insurers Association  
00:42:49 Rep. Vinton  
00:44:00 Patrick Fox, Doubek, Pyfer and Fox, LLP  
00:45:23 Rep. Vinton  
00:46:10 Kevin Braun, MSF  
00:46:26 Rep. Curdy  
00:50:04 Larry Jones, Montana Self Insurers Association  
00:50:39 Rep. Olsen  
00:52:44 Larry Jones, Montana Self Insurers Association  
00:53:37 Rep. Olsen  
00:54:13 Al Smith, MTLA  
00:55:28 Rep. Loge  
00:55:57 Kevin Braun, MSF

**Closing by Sponsor:**

00:56:42 Rep. Noland

00:59:31 Vice-Chair Ricci

01:00:07 Chair Noland resumed the chair.

**HEARING ON HB 412**

**Opening Statement by Sponsor:**

01:01:45 Rep. Bruce Grubbs (R), HD 68, opened the hearing on HB 412, Authorize municipalities to set alternate all-beverages, retail beer quotas.

**Proponents' Testimony:**

01:07:58 John Youngberg, Belgrade Chamber of Commerce  
[EXHIBIT\(buh33a05\)](#)

01:13:39 Russell Nelson, Self  
01:16:10 Cindy Brown, Self  
01:19:16 Ted Barkley, City of Belgrade  
01:22:20 Andres Haladay, Helena City Commission  
01:24:32 Paul Cartwright, Self

[EXHIBIT\(buh33a06\)](#)

[EXHIBIT\(buh33a07\)](#)

**Opponents' Testimony:**

01:38:15 Jim Johnson, Montana Tavern Association (MTA)  
01:42:33 Lara Yurashak, Self  
01:44:09 Robert Lincoln, Self  
[EXHIBIT\(buh33a08\)](#)  
01:46:14 Chad Bachmeier, Self  
01:47:21 Andrew Cetraro, Self  
01:51:35 Ralph Ferraro, Self  
01:52:03 Bruce McCullugh, Tri County Licensed Beverage Association  
01:53:57 Dax Cetraro, Self  
01:55:22 Tom Hougen, Montana Tavern Association (MTA)  
01:55:47 Jack Fisher, Silver Bow Tavern Association  
01:56:20 Chad Ouellette, Liquor Store Owners Association of Montana  
01:56:49 Robert Lincoln, North Lake Beverage Association  
01:57:12 Jim Brown, Montana Independent Bankers Association (MIBA)  
02:00:50 John Iverson, Montana Tavern Association (MTA)

[EXHIBIT\(buh33a09\)](#)

02:12:07 Neil Peterson, Gaming Industry Association

[EXHIBIT\(buh33a10\)](#)

02:17:33 Brad Griffin, Montana Restaurant Association (MTRA)  
02:18:47 Bob Miller, Liquor Store Owners Association of Montana  
02:19:36 Ronda Wiggers, Montana Coin Machine Operators Association  
02:21:22 Steve Turkiewicz, Montana Bankers Association (MBA)  
02:22:41 Chad Yurashak, Self

**Informational Testimony:**

02:23:54 Shauna Helfert, Department of Revenue (DOR)  
02:24:17 Brian Smith, Self

**Questions from Committee Members and Responses:**

02:25:50 Rep. Ricci  
02:26:42 Shauna Helfert, DOR  
02:27:07 Rep. Gunderson  
02:27:26 Shauna Helfert, DOR  
02:28:13 Rep. Vinton  
02:28:42 John Youngberg, Belgrade Chamber of Commerce  
02:29:59 Rep. Rosendale  
02:32:16 Jim Brown, MBIA  
02:33:05 Rep. Loge  
02:34:23 Shauna Helfert, DOR  
02:34:40 Rep. Ricci  
02:35:21 John Youngberg, Belgrade Chamber of Commerce  
02:36:41 Paul Cartwright, Self

**Closing by Sponsor:**

02:37:22 Rep. Grubbs  
  
02:40:50 Chair Noland  
  
02:42:53 Recessed  
03:11:35 Reconvened with Rep. Windy Boy and Rep. Zolnikov absent.

**EXECUTIVE ACTION ON SB 25**

03:11:56 Pat Murdo, Legislative Services Division (LSD)  
  
03:13:41 **Motion:** Rep. Ricci moved that **SB 25 BE CONCURRED IN.**  
  
03:14:12 **Motion:** Rep. Ricci moved that **SB 25 BE AMENDED.**  
[\*\*EXHIBIT\*\*](#)(buh33a11)

**Discussion:**

03:14:36 Rep. Olsen  
03:16:29 Rep. Loge  
03:16:59 Rep. Curtis  
  
03:17:12 **Vote:** Motion failed 7-12 by roll call vote with Rep. Curdy, Rep. Curtis, Rep. Funk, Rep. Olsen, Rep. Pierson, Rep. Stewart-Peregoy and Rep. Windy Boy voting aye. Rep. Windy Boy and Rep. Zolnikov voted by proxy.  
  
03:18:31 **Motion:** Rep. Curdy moved that **SB 25 BE AMENDED.**  
[\*\*EXHIBIT\*\*](#)(buh33a12)

**Discussion:**

03:19:07 Rep. Curdy  
03:19:38 Rep. Schreiner  
  
03:20:02 **Vote:** Motion carried unanimously by voice vote. Rep. Windy Boy and Rep. Zolnikov voted by proxy.

03:20:32 **Motion/Vote:** Rep. Ricci moved that **SB 25 BE CONCURRED IN AS AMENDED**. Motion carried 18-1 by voice vote with Rep. Olsen voting no. Rep. Windy Boy and Rep. Zolnikov voted by proxy. Rep. Schreiner will carry the bill.

**EXECUTIVE ACTION ON HB 329**

03:22:15 **Motion:** Rep. Ricci moved that **HB 329 DO PASS**.

03:22:35 **Motion:** Rep. Ricci moved that **HB 329 BE AMENDED**.  
[EXHIBIT\(buh33a13\)](#)

**Discussion:**

03:23:26 Pat Murdo, LSD  
03:24:19 Rep. Schreiner  
03:24:41 Pat Murdo, LSD  
03:27:13 Rep. Schreiner

03:27:57 **Vote:** Motion carried 12-7 by roll call vote with Rep. Curdy, Rep. Curtis, Rep. Olsen, Rep. Pierson, Rep. Schreiner, Rep. Stewart-Peregoy and Rep. Windy Boy voting no. Rep. Anderson, Rep. Windy Boy and Rep. Zolnikov voted by proxy.

03:29:15 **Motion:** Rep. Ricci moved that **HB 329 DO PASS AS AMENDED**.

**Discussion:**

03:29:33 Rep. Funk  
03:30:04 Rep. Curtis  
03:31:18 Rep. Vinton  
03:32:58 Rep. Curdy  
03:34:17 Rep. Olsen  
03:35:03 Rep. Stewart-Peregoy  
03:35:32 Rep. Trebas  
03:36:16 Rep. Schreiner  
03:39:11 Rep. Curtis  
03:39:35 Rep. Vinton

03:39:52 **Vote:** Motion carried 10-9 by roll call vote with Rep. Curdy, Rep. Curtis, Rep. Funk, Rep. Grubbs, Rep. Olsen, Rep. Pierson, Rep. Schreiner, Rep. Stewart-Peregoy and Rep. Windy Boy voting no. Rep. Anderson, Rep. Windy Boy and Rep. Zolnikov voted by proxy.

**ADJOURNMENT**

Adjournment: 03:41:23

---

Karen Armstrong, Secretary

ka

Additional Documents:

**EXHIBIT**([buh33aad.pdf](#))